

THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

|  |   |                     |
|--|---|---------------------|
| CORPORAL TIMOTHY SHOCKLEY,                 | ) |                     |
|  | ) |                     |
| Plaintiff,                                 | ) |                     |
|  | ) |                     |
| v.   | ) | C.A. No. 06-478---- |
|  | ) |                     |
| GOVERNOR RUTH ANN MINNER,                  | ) |                     |
| individually; and COLONEL THOMAS F.        | ) |                     |
| MACLEISH in his official capacity as the   | ) |                     |
| Superintendent, Delaware State Police; and | ) |                     |
| DIVISION OF STATE POLICE, DEPARTMENT       | ) |                     |
| OF SAFETY AND HOMELAND SECURITY,           | ) |                     |
| STATE OF DELAWARE.                         | ) |                     |
|  | ) |                     |
| Defendants.                                | ) |                     |

**DEFENDANTS' MOTION TO DISMISS**

Defendants, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, move to dismiss the Complaint on the ground that all of Plaintiff's claims are time-barred by the applicable statute of limitations.

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STATE OF DELAWARE, DEPARTMENT OF JUSTICE

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Dated: June 21, 2007